

February 25, 2022

**Via ECF**

The Honorable Stewart D. Aaron  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street  
New York, NY 10007-1312

**Re: *In re ACTOS Antitrust Litig.* (1:13-cv-09244-RA-SDA)**

Dear Magistrate Judge Aaron:

We write on behalf of all parties to the above-captioned litigation in accordance with the Court's January 10, 2022 Order directing the parties to file a joint letter regarding the status of discovery. (ECF No. 350.)

Since our last status letter (ECF No. 349), the parties have begun making rolling document productions. We anticipate that all document production will be substantially complete by the Court-ordered date of March 18, 2022. (ECF No. 341.) Plaintiffs also continue to pursue discovery from non-party generic pharmaceutical companies; those entities have produced additional discovery responses, which Plaintiffs will serve on Defendants in the coming days.

The parties have reached agreement concerning the production of Defendants' non-electronic documents and the timeframe associated with certain requests for production. We continue to negotiate the scope of Plaintiffs' interrogatories and Defendants' requests for production, and have also begun discussions regarding the form and format of privilege logs.

Unless the Court desires otherwise, the parties propose that we submit a further report on the status of discovery by April 15, 2022. We appreciate Your Honor's attention to this matter.

Sincerely,

/s/ Steve D. Shadowen

Steve D. Shadowen  
*Counsel for the Proposed End-Payor Class*

/s/ R. Brendan Fee

R. Brendan Fee  
*Counsel for Defendants*

/s/ Thomas M. Sobol

Thomas M. Sobol  
*Counsel for the Proposed Direct Purchaser Class*

cc: Counsel of record (via ECF)